

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION**

JOHN DOE, a/k/a SEAN W. LEE,)

Plaintiff,)

V.)

No. 2:21-CV-02156-SHL-act

WILLIAM LEE, Governor of the State)
of Tennessee, and DAVID RAUSCH,)
Director of the Tennessee Bureau of)
Investigation,)

Defendants.)

JOINT STATUS REPORT AND PROPOSED SCHEDULE

The Court has ordered this case stayed and administratively closed until thirty days after issuance of the Sixth Circuit’s mandate in *Doe v. Lee*, 102 F.4th 330 (6th Cir. 2024). (Dkt. 99.) That mandate issued on August 21, 2024, so the stay will lift and the docket will reopen on September 20, 2024. The Court has given the Parties until that date to “submit a status report addressing the mandate and its impact on the present litigation.”

The Parties met and conferred on August 29, 2024. As a result of that conference, as well as prior and subsequent communication, the Parties state as follows:

- Defendants William Lee (sued in his official capacity as Governor of Tennessee) and David Rausch (sued in his official capacity as Director of the Tennessee Bureau of Investigation) wish to move for the Court to dissolve the preliminary injunctions.
- Plaintiff John Doe wishes to amend his complaint to remove Governor Lee as a defendant, retain Director Rausch as a Defendant, and to possibly add additional defendant(s) in their official capacities.

To address those preliminary matters, the Parties have agreed to the following pre-discovery schedule:

- **Motion to Dissolve the Injunction**
 - Defendants will move to dissolve the preliminary injunction by **October 11, 2024**
 - Plaintiff will respond to the motion by **November 12, 2024**
 - Defendants will reply, if any, on or before **November 26, 2024**
- **Complaint Amendment and Motion to Dismiss**
 - Plaintiff will amend his complaint by **October 11, 2024**
 - Defendants will respond to the amended complaint by **November 12, 2024**
 - If Defendants move to dismiss, Plaintiff will respond by **December 10, 2024**
 - If necessary, Defendants will reply by **January 7, 2025**

Should the Court approve this schedule, the Parties see no need for a scheduling conference at this time.

Respectfully submitted,

JONATHAN SKRMETTI
Attorney General and Reporter

/s/Elizabeth Evan

ELIZABETH EVAN (BPR 37770)
Assistant Attorney General
Office of the Tennessee Attorney General
Criminal Appeals Division
P.O. Box 20207
Nashville, Tennessee 37202-0207
Phone: (615) 532-1600
Fax: (615) 532-4892
Liz.Evan@ag.tn.gov

Matthew Dowty (BPR 32078)
Office of the Tennessee Attorney General
Senior Assistant Attorney General

40 S. Main St., Ste 1014
Memphis, Tennessee 38103
901-543-9039

Matthew.Dowty@ag.tn.gov

Counsel for Defendants

/s/ Howard B. Manis by EHE w/perm.

Howard B. Manis

Yale Manis

88 Union Suite 200

Memphis, TN 38103

(901) 843-3476

Hmanis@901thefirm.com

Ymanis@901thefirm.com

Counsel for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing was filed and served via the Court's electronic filing system to the individual listed below this 30th day of August, 2024:

Howard B. Manis
Yale Manis
88 Union Suite 200
Memphis, TN 38103
(901) 843-3476
Hmanis@901thefirm.com
Ymanis@901thefirm.com
Counsel for Plaintiff

/s/Elizabeth Evan
ELIZABETH EVAN
Assistant Attorney General